

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

LHF Productions, Inc.,

2:16-cv-02368-JAD-NJK

Plaintiff

**Order Rejecting Report and
Recommendation as Moot; and
Granting Entry of Default**

84

Mathew Wilson,

[ECF Nos. 33, 43]

Defendant

This is one of several essentially identical cases filed by plaintiff LHF Productions, Inc., in which LHF sues many unidentified Doe defendants—under a single filing fee—for separately infringing its copyright in the film “London Has Fallen” by using BitTorrent software. LHF’s practice in these cases is to move for expedited discovery to identify the defendants, and then systematically dismiss the defendants after failing to serve them or settling with them.¹ Magistrate Judge Nancy Koppe recommends that I sever and dismiss all claims against all defendants other than defendant Mathew Wilson for improper joinder and in the interests of judicial economy and case management.² LHF objected to the recommendation, arguing that the defendants were properly joined under Federal Rule of Civil Procedure 20(a)(2), and that mass joinder—“swarm joinder” as it is called in the BitTorrent-defendant context—better serves the economic and efficiency interests of the parties and the court.³

¹ See *LHF Productions, Inc. v. Kabala*, 2:16-cv-02028-JAD-NJK; *LHF Productions, Inc. v. Buenafe*, 2:16-cv-01804-JAD-NJK; *LHF Productions, Inc. v. Smith*, 2:16-cv-01803-JAD-NJK; *LHF Productions, Inc. v. Boughton*, 2:16-cv-01918-JAD-NJK.

² ECF No. 33.

²⁸ ³ I find these matters suitable for disposition without oral argument. L.R. 78-1.

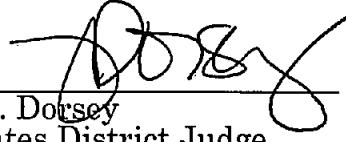
1 Two and a half months after objecting to the report and recommendation,
2 LHF voluntarily dismissed all claims against all remaining defendants except for
3 Mathew Wilson,⁴ so I overrule the objection and reject the report and
4 recommendation as moot. LHF also moves for entry of default against Wilson.⁵
5 Wilson was adequately served with process on March 2, 2017,⁶ and, seven months
6 later, he has still failed to appear or otherwise respond to the first-amended
7 complaint.⁷ Because Wilson has been completely absent from this action, I grant
8 LHF's motion and direct the Clerk of Court to enter default against Wilson.

9 Conclusion

10 Accordingly, IT IS HEREBY ORDERED that LHF's objection to Magistrate
11 Judge Koppe's report and recommendation is OVERRULED and Magistrate Judge
12 Koppe's report and recommendation [ECF No. 38] is REJECTED as moot.

13 The Clerk of Court is directed to ENTER DEFAULT against defendant
14 Mathew Wilson.

15 DATED: October 23, 2017.

16 
17 Jennifer A. Dorsey
United States District Judge

24 ⁴ ECF Nos. 40, 42.
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26 ⁵ ECF No. 43.

27 ⁶ ECF No. 14.

28 ⁷ See generally docket report case 2:16-cv-02368-JAD-NJK; see also ECF No. 43-1.